

**Danner, Ward**

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**From:** Santos.Carmen@epamail.epa.gov  
**Sent:** Monday, November 09, 2009 11:19 AM  
**To:** Goloubow, Ron  
**Cc:** Armann, Steve; Wilson, Patrick; charles@pacificcharter.org  
**Subject:** RE: 1009 66th Ave. Oakland, CA - Certification for 40 CFR 761.61(E) and 761.3  
**Attachments:** Certification VER1.doc

Dear Ron Goloubow:

Below is the language that you included in the draft proposed Certification. Please revise the certification as indicated below. After making the annotated revision, the Certification language is acceptable. Thank you.

**Certification Statement**

Owner: Aspire Charter Schools

Parties Conducting Cleanup: Arcadis and Innovative Construction Solutions

Project: Former Pacific Motors Facility – 1009 66<sup>th</sup> Avenue, Oakland, CA

In accordance with 761.61(a)(3)(i)(E); I, Michael Barr, hereby certify, that all sampling plans, sample collection procedures, sample preparation procedures, extraction procedures, and instrumental/chemical analysis procedures used to assess or characterize the presence, concentrations, and extent of polychlorinated biphenyl- (PCB) impacted media for Former Pacific Motors Facility – 1009 66<sup>th</sup> Avenue, Oakland, CA are on file and available for USEPA review at the following location:

LFR Inc. an Arcadis Company

Contact: Ron Goloubow

~~In accordance with 40 CFR 761.3;~~ Under civil and criminal penalties of law for the making or submission of false or fraudulent statements or representations (18 U.S.C. 1001 and 15 U.S.C. 2615), I certify that the information contained in or accompanying this document is true, accurate, and complete. As to the identified section(s) of this document for which I cannot personally verify truth and accuracy, I certify as the company official having supervisory responsibility for the persons who, acting under my direct instructions, made the verification that this information is true, accurate, and complete.

By: \_\_\_\_\_  
Michael Barr - Aspire Charter Schools

Date: \_\_\_\_\_  
Carmen D. Santos, Project Manager  
RCRA Corrective Action Office  
Waste Management Division  
USEPA Region 9  
415.972.3360  
fax: 415.947.3533

-----"Goloubow, Ron" wrote: -----

To: Carmen Santos/R9/USEPA/US@EPA  
From: "Goloubow, Ron"  
Date: 11/06/2009 01:27PM  
Subject: RE: 1009 66th Ave. Oakland, CA - Certification for 40 CFR 761.61(E) and 761.3

Can you please let me know if the attached contains the requested language?

Ron Goloubow, P.G.  
LFR Inc., an ARCADIS Company  
510-596-9550 Direct Dial  
510-501-1789 Cell  
510-652-4906 Facsimile  
[ron.goloubow@lfr.com](mailto:ron.goloubow@lfr.com)

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**From:** Santos.Carmen@epamail.epa.gov [mailto:Santos.Carmen@epamail.epa.gov]  
**Sent:** Thursday, November 05, 2009 6:23 PM  
**To:** Goloubow, Ron  
**Cc:** Gibbs, Alan; armann.steve@epa.gov; wilson.patrick@epa.gov; charles@pacificcharter.org  
**Subject:** RE: 1009 66th Ave. Oakland, CA - Certification for 40 CFR 761.61(a) PCB Cleanup Notification

Dear Ron Goloubow:

The certification appended to your message (both attached below) is incomplete. The signed certification must include the language under "Certification" in 40 CFR 761.1 and the language in 40 CFR 761.61(a)(3)(i)(E). If you wish to receive one example of several Certifications that we have on file in connection with 761.61 Notifications submitted by other parties, I will gladly send a copy to you. All the Certifications that USEPA has approved contain the language that we are requiring Aspire to include in its Certification.

As it stands now, Aspire's Notification is incomplete and that may delay the Notification approval process, which we are expediting to help Aspire meet its deadlines.

Please call me if you have any questions or wish to receive a copy of an example Certification approved by USEPA. Thank you.

Sincerely,

Carmen D. Santos, Project Manager  
RCRA Corrective Action Office

Waste Management Division  
USEPA Region 9  
415.972.3360  
fax: 415.947.3533

-----"Goloubow, Ron" wrote: -----

To: Carmen Santos/R9/USEPA/US@EPA  
From: "Goloubow, Ron"  
Date: 11/05/2009 04:00PM  
cc: "Gibbs, Alan"  
Subject: RE: 1009 66th Ave. Oakland, CA - Certification and Sampling Plan

Based on my review of 40 CFR 761.61(a)(3)(i)(E) & 40 CFR 761.1; the certification I attached earlier is compliant. I will get it signed by Aspire a& send it over.

In addition I will "clean up" the maps and send over the lab reports for the soil samples & building materials samples shortly.

Ron Goloubow, P.G.  
LFR Inc., an ARCADIS Company  
510-596-9550 Direct Dial  
510-501-1789 Cell  
510-652-4906 Facsimile  
[ron.goloubow@lfr.com](mailto:ron.goloubow@lfr.com)

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**From:** Santos.Carmen@epamail.epa.gov [mailto:Santos.Carmen@epamail.epa.gov]  
**Sent:** Thursday, November 05, 2009 3:43 PM  
**To:** Goloubow, Ron  
**Cc:** Gibbs, Alan; Goloubow, Ron  
**Subject:** Re: 1009 66th Ave. Oakland, CA - Certification and Sampling Plan  
**Importance:** High

Hello, Ron:

Thank you for sending the Sampling and Analysis Plan. We will begin its review immediately.

The Certification language is incomplete. As explained during our October 27, 2009 meeting, in addition to the language in 40 CFR 761.61(a)(3)(i)(E), the Certification must include the language in 40 CFR 761.1 under *Certification*.

Please send me a copy of the analysis results for the samples collected last week, including those results for samples collected from building materials. I appreciate your cooperation. Thank you.

Sincerely,

Carmen

Carmen D. Santos, Project Manager  
RCRA Corrective Action Office  
Waste Management Division  
USEPA Region 9  
415.972.3360  
fax: 415.947.3533

-----"Goloubow, Ron" wrote: -----

To: Carmen Santos/R9/USEPA/US@EPA  
From: "Goloubow, Ron"  
Date: 11/05/2009 03:03PM  
cc: "Gibbs, Alan" , "Goloubow, Ron"  
Subject: 1009 66th Ave. Oakland, CA - Certification and Sampling Plan

Carmen attached is the sampling plan that provides the detail regarding the procedures to be used to collect confirmation soil samples from the proposed areas of excavation at the subject Site.

In addition, I have attached a certification page for the Self-Implementing Cleanup Notification and Certification letter that was transmitted to EPA on October 23, 2009. Can you please let me know if the certification contains the correct TSCA Certification language and would be acceptable?

Thanks again for your assistance and the timely review of the documents that you and your colleagues have provided us for this project.

Ron.

Ron Goloubow, P.G.  
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1900 Powell Street, 12th Floor  
Emeryville, CA 94608-1827  
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[attachment "Certification VER1.doc" removed by Carmen Santos/R9/USEPA/US]

[attachment "TSCA Sampling Plan11-2009.pdf" removed by Carmen Santos/R9/USEPA/US]